

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF

In re: §  
§  
BOSTON BLACKIES OF ARLINGTON HEIGHT § Case No. 09-44654  
§  
Debtor(s) §

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TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter of the United States Bankruptcy Code was filed on . The case was converted to one under Chapter 7 on . The undersigned trustee was appointed on .
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of \$

Funds were disbursed in the following amounts:

Payments made under an interim  
disbursement  
Administrative expenses  
Bank service fees  
Other payments to creditors  
Non-estate funds paid to 3<sup>rd</sup> Parties  
Exemptions paid to the debtor  
Other payments to the debtor

Leaving a balance on hand of<sup>1</sup> \$

The remaining funds are available for distribution.

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<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was \_\_\_\_\_ and the deadline for filing governmental claims was \_\_\_\_\_. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$ \_\_\_\_\_. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$ \_\_\_\_\_ as interim compensation and now requests a sum of \$ \_\_\_\_\_, for a total compensation of \$ \_\_\_\_\_<sup>2</sup>. In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ \_\_\_\_\_, and now requests reimbursement for expenses of \$ \_\_\_\_\_, for total expenses of \$ \_\_\_\_\_<sup>2</sup>.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: \_\_\_\_\_ By: /s/BRENDA PORTER HELMS, TRUSTEE  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

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<sup>2</sup> If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

## INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

## ASSET CASES

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Exhibit A

Case No: 09-44654 JS Judge: JACK B. SCHMETTERER  
Case Name: BOSTON BLACKIES OF ARLINGTON HEIGHT

Trustee Name: BRENDA PORTER HELMS, TRUSTEE

Date Filed (f) or Converted (c): 11/12/10 (c)

341(a) Meeting Date: 12/15/10

Claims Bar Date: 10/03/11

For Period Ending: 11/13/12

| 1   | 2                                  | 3   | 4   | 5                                       | 6   |
|---|------------------------------------|---|---|---|---|
| Asset Description<br>(Scheduled and Unscheduled (u) Property) | Petition/<br>Unscheduled<br>Values | Estimated Net Value<br>(Value Determined by Trustee,<br>Less Liens, Exemptions,<br>and Other Costs) | Property Formally<br>Abandoned<br>OA=554(a) Abandon | Sale/Funds<br>Received by<br>the Estate | Asset Fully Administered (FA)/<br>Gross Value of Remaining Assets |
| 1. CASH ON HAND   | 500.00                             | 0.00  |   | 0.00                                    | FA  |
| 2. BANK ACCOUNTS  | 1,252.00                           | 0.00  |   | 56,715.56                               | FA  |
| 3. SECURITY DEPOSITS  | 1,565.00                           | 0.00  |   | 0.00                                    | FA  |
| 4. ACCOUNTS RECEIVABLE  | 300.00                             | 0.00  |   | 0.00                                    | FA  |
| 5. LICENSES   | 3.00                               | 0.00  |   | 0.00                                    | FA  |
| 6. MACHINERY, FIXTURES, AND BUSINESS E                        | 101,386.00                         | 0.00  |   | 0.00                                    | FA  |
| 7. INVENTORY  | 35,577.00                          | 0.00  |   | 4,008.81                                | FA  |
| 8. Post-Petition Interest Deposits (u)                        | Unknown                            | 0.00  |   | 5.09                                    | FA  |
| 9. MACHINERY, FIXTURES, AND BUSINESS E                        | 0.00                               | 0.00  |   | 50,000.00                               | FA  |

TOTALS (Excluding Unknown Values)

\$140,583.00

\$0.00

\$110,729.46

Gross Value of Remaining Assets

\$0.00

(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

All funds disbursed 12/30/11. TFR to be filed

Initial Projected Date of Final Report (TFR): 12/30/12

Current Projected Date of Final Report (TFR): 01/30/13

/s/ BRENDA PORTER HELMS, TRUSTEE

Date: 11/13/12

BRENDA PORTER HELMS, TRUSTEE

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-44654 -JS  
Case Name: BOSTON BLACKIES OF ARLINGTON HEIGHT

Trustee Name: BRENDA PORTER HELMS, TRUSTEE  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*5673 Money Market - Interest Bearing

Taxpayer ID No: \*\*\*\*\*8956  
For Period Ending: 11/13/12

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

| 1                | 2                  | 3  | 4                                  |                    | 5             | 6                  | 7                         |
|------------------|--------------------|--|------------------------------------|--------------------|---------------|--------------------|---------------------------|
| Transaction Date | Check or Reference | Paid To / Received From  | Description Of Transaction         | Uniform Tran. Code | Deposits (\$) | Disbursements (\$) | Account / CD Balance (\$) |
|                  |                    |  | BALANCE FORWARD                    |                    |               |                    | 0.00                      |
| 03/05/11         | 2                  | Boston Blackies  | turnover of chapter 11 funds       | 1129-000           | 48,033.86     |                    | 48,033.86                 |
| 03/05/11         | 2                  | Boston Blackies  | turnover of chapter 11 funds       | 1129-000           | 8,681.70      |                    | 56,715.56                 |
| 03/31/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.34          |                    | 56,715.90                 |
| 04/29/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.46          |                    | 56,716.36                 |
| 05/14/11         | 9                  | Suburban Bank & Trust<br>150 Butterfield Road<br>Elmhurst IL 60126 | sale of fuirnitue fixtures & eqpt  | 1129-000           | 50,000.00     |                    | 106,716.36                |
| 05/31/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.67          |                    | 106,717.03                |
| 06/09/11         | 000101             | General Electric Capital Corp                                      | sale of restaurant equipment       | 4210-000           |               | 50,000.00          | 56,717.03                 |
| 06/30/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.64          |                    | 56,717.67                 |
| 07/18/11         | 7                  | Boston Blackies Riverside  | sale/transfer of liquor at closing | 1129-000           | 4,008.81      |                    | 60,726.48                 |
| 07/29/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.49          |                    | 60,726.97                 |
| 08/31/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.52          |                    | 60,727.49                 |
| 09/30/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.50          |                    | 60,727.99                 |
| 10/31/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.52          |                    | 60,728.51                 |
| 10/31/11         |                    | BANK OF AMERICA, N.A.  | BANK SERVICE FEE                   | 2600-000           |               | 77.37              | 60,651.14                 |
| 11/30/11         | 8                  | BANK OF AMERICA, N.A.  | Interest Rate 0.010                | 1270-000           | 0.50          |                    | 60,651.64                 |
| 11/30/11         |                    | BANK OF AMERICA, N.A.  | BANK SERVICE FEE                   | 2600-000           |               | 74.78              | 60,576.86                 |
| 12/28/11         | 8                  | BANK OF AMERICA, N.A.  | INTEREST REC'D FROM BANK           | 1270-000           | 0.45          |                    | 60,577.31                 |
| 12/28/11         |                    | Transfer to Acct #*****6151  | Final Posting Transfer             | 9999-000           |               | 60,577.31          | 0.00                      |

Page Subtotals 110,729.46 110,729.46

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-44654 -JS  
Case Name: BOSTON BLACKIES OF ARLINGTON HEIGHT

Trustee Name: BRENDA PORTER HELMS, TRUSTEE  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*5673 Money Market - Interest Bearing

Taxpayer ID No: \*\*\*\*\*8956  
For Period Ending: 11/13/12

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

| 1                         | 2                  | 3                       | 4                          |                    | 5             | 6                  | 7                         |
|---------------------------|--------------------|-------------------------|----------------------------|--------------------|---------------|--------------------|---------------------------|
| Transaction Date          | Check or Reference | Paid To / Received From | Description Of Transaction | Uniform Tran. Code | Deposits (\$) | Disbursements (\$) | Account / CD Balance (\$) |
| COLUMN TOTALS             |                    |                         |                            |                    | 110,729.46    | 110,729.46         | 0.00                      |
| Less: Bank Transfers/CD's |                    |                         |                            |                    | 0.00          | 60,577.31          |                           |
| Subtotal                  |                    |                         |                            |                    | 110,729.46    | 50,152.15          |                           |
| Less: Payments to Debtors |                    |                         |                            |                    |               | 0.00               |                           |
| Net                       |                    |                         |                            |                    | 110,729.46    | 50,152.15          |                           |

Page Subtotals 0.00 0.00

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-44654 -JS  
Case Name: BOSTON BLACKIES OF ARLINGTON HEIGHT

Trustee Name: BRENDA PORTER HELMS, TRUSTEE  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*6151 Checking - Non Interest

Taxpayer ID No: \*\*\*\*\*8956  
For Period Ending: 11/13/12

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

| 1                | 2                  | 3                              | 4   |                    | 5             | 6                  | 7                         |
|------------------|--------------------|--------------------------------|---|--------------------|---------------|--------------------|---------------------------|
| Transaction Date | Check or Reference | Paid To / Received From        | Description Of Transaction                          | Uniform Tran. Code | Deposits (\$) | Disbursements (\$) | Account / CD Balance (\$) |
| 12/28/11         |                    | Transfer from Acct #*****5673  | BALANCE FORWARD                                     |                    |               |                    | 0.00                      |
| 12/29/11         | 001001             | Illinois Department of Revenue | Transfer In From MMA Account                        | 9999-000           | 60,577.31     |                    | 60,577.31                 |
| 01/20/12         |                    | GE Capital Franchise Finan     | post petition taxes                                 | 6950-000           |               | 6,362.34           | 54,214.97                 |
|                  |                    |                                | 12/30/11 wire to secured creditor                   | 4210-000           |               | 54,214.97          | 0.00                      |
|                  |                    |                                | Wire to secured creditor GECC per Court order 12/11 |                    |               |                    |                           |

|                           |           |           |      |
|---------------------------|-----------|-----------|------|
| COLUMN TOTALS             | 60,577.31 | 60,577.31 | 0.00 |
| Less: Bank Transfers/CD's | 60,577.31 | 0.00      |      |
| Subtotal                  | 0.00      | 60,577.31 |      |
| Less: Payments to Debtors |           | 0.00      |      |
| Net                       | 0.00      | 60,577.31 |      |

|   |                              |                                |                     |
|---|------------------------------|--------------------------------|---------------------|
| TOTAL - ALL ACCOUNTS                        | NET DEPOSITS                 | NET DISBURSEMENTS              | ACCOUNT BALANCE     |
| Money Market - Interest Bearing - *****5673 | 110,729.46                   | 50,152.15                      | 0.00                |
| Checking - Non Interest - *****6151         | 0.00                         | 60,577.31                      | 0.00                |
|   | 110,729.46                   | 110,729.46                     | 0.00                |
|   | (Excludes Account Transfers) | (Excludes Payments To Debtors) | Total Funds On Hand |

/s/ BRENDA PORTER HELMS, TRUSTEE  
Trustee's Signature: \_\_\_\_\_ Date: 11/13/12  
BRENDA PORTER HELMS, TRUSTEE

Page Subtotals 60,577.31 60,577.31

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 09-44654

Case Name: BOSTON BLACKIES OF ARLINGTON HEIGHT

Trustee Name: BRENDA PORTER HELMS, TRUSTEE

Balance on hand \$

Claims of secured creditors will be paid as follows:

| Claim No. | Claimant                              | Claim Asserted | Allowed Amount of Claim | Interim Payment to Date | Proposed Payment |
|-----------|---------------------------------------|----------------|-------------------------|-------------------------|------------------|
| 2         | Illinois Dept of Revenue              | \$             | \$                      | \$                      | \$               |
| 3         | Illinois Dept of Revenue              | \$             | \$                      | \$                      | \$               |
| 11A       | Illinois Dept of Employment Seucurity | \$             | \$                      | \$                      | \$               |
| 20A       | RBS Citizens                          | \$             | \$                      | \$                      | \$               |
| 21        | General Electric Capital              | \$             | \$                      | \$                      | \$               |

Total to be paid to secured creditors \$

Remaining Balance \$

Applications for chapter 7 fees and administrative expenses have been filed as follows:

| Reason/Applicant                           | Total Requested | Interim Payments to Date | Proposed Payment |
|--|-----------------|--------------------------|------------------|
| Trustee Fees: BRENDA PORTER HELMS, TRUSTEE | \$              | \$                       | \$               |
| Fees: Office of U.S. Trustee               | \$              | \$                       | \$               |

Total to be paid for chapter 7 administrative expenses \$

Remaining Balance \$

Applications for prior chapter fees and administrative expenses have been filed as follows:

| Reason/Applicant         | Total Requested | Interim Payments to Date | Proposed Payment |
|--------------------------|-----------------|--------------------------|------------------|
| Other: Dino Nicolopoulos | \$              | \$                       | \$               |

Total to be paid for prior chapter administrative expenses \$

Remaining Balance \$

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$ must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

| Claim No. | Claimant                             | Allowed Amount of Claim | Interim Payments to Date | Proposed Payment |
|-----------|--------------------------------------|-------------------------|--------------------------|------------------|
| 2A        | Illinois Dept of Revenue             | \$                      | \$                       | \$               |
| 3A        | Illinois Dept of Revenue             | \$                      | \$                       | \$               |
| 11C       | Illinois Dept of Employment Security | \$                      | \$                       | \$               |
| 16        | Dino Nicolopoulos                    | \$                      | \$                       | \$               |
| 24        | Pamela Vlahopoulos                   | \$                      | \$                       | \$               |
| 25        | Dept of Treasury                     | \$                      | \$                       | \$               |

Total to be paid to priority creditors \$

Remaining Balance \$

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be percent, plus interest (if applicable).



Timely allowed general (unsecured) claims are as follows:

| Claim No. | Claimant                             | Allowed Amount of Claim | Interim Payments to Date | Proposed Payment |
|-----------|--------------------------------------|-------------------------|--------------------------|------------------|
| 1         | National Republic Bank of Chicago    | \$                      | \$                       | \$               |
| 2B        | Illinois Dept of Revenue             | \$                      | \$                       | \$               |
| 3B        | Illinois Dept of Revenue             | \$                      | \$                       | \$               |
| 4         | TriMark Marlinn                      | \$                      | \$                       | \$               |
| 5         | Southern Wine & Spirits              | \$                      | \$                       | \$               |
| 6         | Wood Food Systems                    | \$                      | \$                       | \$               |
| 7         | MacCarb                              | \$                      | \$                       | \$               |
| 8         | Sysco Chicago Inc                    | \$                      | \$                       | \$               |
| 9         | A New Dairy Inc.                     | \$                      | \$                       | \$               |
| 10        | Illinois Dept of Employment Security | \$                      | \$                       | \$               |
| 11        | Illinois Dept of Employment Security | \$                      | \$                       | \$               |
| 12        | Rally Capital Services LLC           | \$                      | \$                       | \$               |
| 13        | Vienna Beef Ltd                      | \$                      | \$                       | \$               |
| 14        | Mark Solomon Ltd                     | \$                      | \$                       | \$               |
| 15        | Alpha Bakning                        | \$                      | \$                       | \$               |
| 17        | Kathy Nicolopoulos                   | \$                      | \$                       | \$               |
| 19        | Matthew Padrak                       | \$                      | \$                       | \$               |
| 20        | RBS Citizens                         | \$                      | \$                       | \$               |
| 22        | Exelon Energy Company                | \$                      | \$                       | \$               |
| 23        | CoActiv Capital Partners             | \$                      | \$                       | \$               |
| 25A       | Dept of Treasury                     | \$                      | \$                       | \$               |
| 28        | U.S. Foodservice                     | \$                      | \$                       | \$               |

| Claim No. | Claimant                | Allowed Amount of Claim | Interim Payments to Date | Proposed Payment |
|-----------|-------------------------|-------------------------|--------------------------|------------------|
| 29        | Wirtz Beverage Illinois | \$                      | \$                       | \$               |
| 30        | Supreme Lobster         | \$                      | \$                       | \$               |
| 31        | Dalmatian Fire Eqpt     | \$                      | \$                       | \$               |

Total to be paid to timely general unsecured creditors \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

Tardily filed claims of general (unsecured) creditors totaling \$ \_\_\_\_\_ have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be \_\_\_\_\_ percent.

Tardily filed general (unsecured) claims are as follows:

NONE

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ \_\_\_\_\_ have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be \_\_\_\_\_ percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE